

### **REMARKS/ARGUMENTS**

Claims 1 and 4-21 were previously pending in the application. Claims 1, 11-13, and 18-19 are amended herein. Claims 1 and 4-21 remain pending in the application. The Applicant hereby requests further examination and reconsideration of the application in view of the foregoing amendments and these remarks.

#### **35 U.S.C. §101 Rejections**

On pages 2-4 of the 7/30/2009 Office Action, the Examiner rejected claims 1 and 4-21 under 35 U.S.C. §101 as directed to allegedly non-statutory subject matter. In response, the Applicant has amended claims 1, 11-13, and 18-19. In Interviews with the Examiner on September 21, 22, and 29, and October 5, 2009, the Examiner stated that these amendments are sufficient to overcome the 35 U.S.C. §101 objections and put all the pending claims in condition for allowance. Therefore, the Applicant submits that the 35 U.S.C. §101 objections have been overcome and should be withdrawn.

#### **Conclusion**

In view of the above amendments and remarks, the Applicant believes that the now-pending claims are in condition for allowance. Therefore, the Applicant believes that the entire application is now in condition for allowance, and early and favorable action is respectfully solicited.

#### **Fees**

During the pendency of this application, the Commissioner for Patents is hereby authorized to charge payment of any filing fees for presentation of extra claims under 37 CFR 1.16 and any patent application processing fees under 37 CFR 1.17 or credit any overpayment to **Mendelsohn, Drucker, & Associates, P.C.** Deposit Account No. 50-0782.

The Commissioner for Patents is hereby authorized to treat any concurrent or future reply, requiring a petition for extension of time under 37 CFR § 1.136 for its timely submission, as incorporating a petition for extension of time for the appropriate length of time if not submitted with the reply.

Respectfully submitted,

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